

Benjamin Kim
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Attorney for Defendant JOSEPH LAGALO

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON
PORTLAND DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

JOSEPH LAGALO,

Defendant.

NO. 3:20-CR-00253-JO

DECLARATION IN
SUPPORT OF MOTION TO
CONTINUE TRIAL

I Benjamin Kim, declare:

- 1) I am the attorney for defendant appointed pursuant to the Criminal Justice Act.
- 2) I was appointed on August 6, 2020
- 3) This matter is set for trial on September 22, 2020. This is the first trial setting.

1 – DECLARATION IN SUPPORT OF MOTION TO CONTINUE TRIAL

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- 4) The parties have been actively discussing a pretrial resolution in this matter. The parties anticipate that defendant and the government will enter into a 90 day Deferred Prosecution Agreement. If the terms of the agreement are satisfied, the parties expect the government will move to dismiss this matter.
- 5) I have discussed with Mr. Lagalo the continuance and advised him of his right to a speedy trial, as defined by 18 USC § 3161 and the 6th Amendment to the U.S. Constitution, and he waives that right to the extent necessary to reschedule the trial in this matter to the next trial date.
- 6) I have conferred with the government and the assigned prosecutor and the government does not object to this continuance.

RESPECTFULLY SUBMITTED this 7^h day of September 2020.

/s/ Benjamin Kim

Benjamin Kim, OSB 066426

Attorney for Defendant

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